

OFFICE OF POLICY AND LEGAL ANALYSIS

Date: 5-10-21

To: Veterans & Legal Affairs Committee

From: Sam Praver, Legislative Analyst

[LD 1434, An Act Regarding Controlled Entry Areas within Retail Marijuana Stores](#)

Summary	This bill allows a marijuana store to have a controlled indoor entry area, directly inside the store where the identification of a purchaser can be verified and the purchaser can await entry into the sales area. The area must be physically separated from the sales area of the store, prevent a purchaser in the area from viewing adult use marijuana or adult use marijuana product displayed for sale in the store and have a means to prevent a purchaser from entering the sales area except as permitted by an employee of the store who is present in the entry area.
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LD 1434

Sec. 1. 28-B MRSA §504, sub-§9 is enacted to read:

9. Controlled indoor entry area. A marijuana store may have a controlled, indoor entry area directly inside the marijuana store in which the identification of a purchaser may be verified and a purchaser may await entry into the sales area of the marijuana store. A controlled, indoor entry area under this subsection must:

A. Be physically separated from the sales area of the marijuana store;

B. Prevent a purchaser in the controlled, indoor entry area from viewing adult use marijuana or adult use marijuana product displayed for sale in the marijuana store; and

C. Have a means to prevent entry of a purchaser from the controlled, indoor entry area into the sales area except as permitted by an employee of a marijuana store who is present in the controlled, indoor entry area.

Tech Notes	<ul style="list-style-type: none">• What exactly does “means to prevent entry” entail? The committee may want to consider elaborating on this requirement, or alternatively, direct the department to determine parameters, in order to make it very clear what kind of “means to prevent entry” is sufficient.
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Fiscal Impact	Fiscal impact information not available at time of writing.
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